## MAY 2 2 2006

PTO/SB/21 (09-04) Approved for use through 07/31/2008. OMB 0851-0031
U.S. Peterit and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to reasond to a coffection of Information unless it displays a valid OMB control number. Application Number 10/772,011 Filing Date February 4, 2004 TRANSMITTAL First Named Inventor Ovshinaky FORM Art Unit 1745 Examiner Name Martin, Angels (to be used for all correspondence after initial filling) Attorney Docket Number FC-120.3 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Drawing(s) Fee Transmittal Form Appeal Communication to Board of Appeals and Interferences Licensing-related Papers Fee Attached Appeal Communication to YC (Appeal Notice, Brief, Reply Brief) Petition **Amendment/Reply** Petition to Convert to a Proprietary Information Provisional Application After Final Power of Attorney, Revocation Status Letter Change of Correspondence Address Affidavits/declaration(s) Other Enclosure(s) (please Identify Terminal Disclaimer below); Extension of Time Request Request for Refund Express Abandonment Request CD, Number of CD(5)\_ Information Disclosure Statement Landscape Table on CD Remarks Cartifled Copy of Priority Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Energy Conversion Devices, Inc. Signature Printed name Frederick W. Mau II 52 459 Date May 22, 2006 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Date May 22, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gethering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Frederick W. Max II

Typed or printed name

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Ovshinsky et al.

AEGEIVED.

Serial Number:

10/772,011

MAY 2 2 2006

Title:

A HYBRID FUEL CELL

Filed:

February 4, 2004

Attorney Docket Number: FC-120.3

Examiner:

Martin, Angela

Art Unit:

1745

In Response To:

Office Action mailed March 8, 2006

## RESPONSE

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed March 8, 2006 please enter the following amendment with respect to the above-identified application as follows:

## AMENDMENT UNDER 37 C.F.R. 1.111